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Date: February 18, 2000

Docket No.: 2801-136P

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

This is a Request for filing a ☒ continuation ☐ divisional application under 37 C.F.R. § 1.53(b) of pending prior Application No. 08/945,141 filed on October 14, 1997, the entire contents of which are hereby incorporated by reference, by

Ignatius Loy Britto

for

METERED DOSE INHALER FOR BECLOMETHASONE DIPROPIONATE

1. ☒ Enclosed is an application consisting of specification, claims, declaration and drawings/photographs (if applicable).
2. ☒ The filing fee has been calculated as follows:

|   |                 |                 | LARGE ENTITY    | SMALL ENTITY  |
|---|-----------------|-----------------|-----------------|---------------|
| BASIC FEE   |                 |                 | \$690.00        | \$345.00      |
|   | NUMBER<br>FILED | NUMBER<br>EXTRA | RATE FEE        | RATE FEE      |
| TOTAL<br>CLAIMS   | 30-20 =         | 10              | x 18 = \$180.00 | x 9 = \$0.00  |
| INDEPENDENT<br>CLAIMS   | 2-3 =           | 0               | x 78 = \$0.00   | x 39 = \$0.00 |
| <input type="checkbox"/> MULTIPLE DEPENDENT<br>CLAIMS PRESENTED |                 |                 | + \$260.00      | + \$130.00    |
| TOTAL   |                 |                 | \$870.00        | \$0.00        |

3. ☒ A check in the amount of \$870.00 to cover the filing fee and recording fee (if applicable) is enclosed.
4. ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.
5. Amend the specification by inserting before the first line thereof the following:
- a. ☐ --This application is a ☐ continuation ☐ divisional of co-pending Application No. 08/945,141, filed on, the entire contents of which are hereby incorporated by reference.--
- b. ☐ --This application is a ☐ continuation ☐ divisional of co-pending Application No. 08/945,141, filed on. Application No. 08/945,141 is the national phase of PCT International Application No. PCT/\_\_\_\_\_/\_\_\_\_\_, filed on \_\_\_\_\_ under 35 U.S.C. § 371. The entire contents of each of the above-identified applications are hereby incorporated by reference.--
6. ☐ Transfer the drawings/photographs from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this request is enclosed for filing in the prior application file.

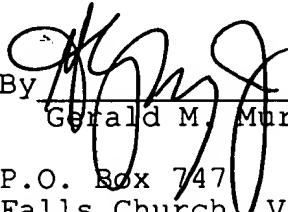
7. ☐ Enclosed is/are \_\_\_\_\_ (\_\_\_\_) sheet(s) of drawings and/or photographs.
8. ☐ A statement claiming small entity status was filed in prior Application No. 08/945,141 on \_\_\_\_\_. See the attached copy of the statement claiming small entity status.
9. ☒ The prior application is assigned to GlaxoWellcome, Inc..
10. ☒ A Preliminary Amendment is enclosed.
- 11a. ☐ Priority of Application No(s). \_\_\_\_\_ filed in \_\_\_\_\_ on \_\_\_\_\_ is/are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on \_\_\_\_\_.
- 11b. ☐ Priority of International Appln. \_\_\_\_\_ filed on \_\_\_\_\_ under the Patent Cooperation Treaty and \_\_\_\_\_ Application No. \_\_\_\_\_ filed in \_\_\_\_\_ on \_\_\_\_\_ under 35 U.S.C. § 119 and/or 35 U.S.C. § 120 are hereby reclaimed.
12. ☒ An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.
13. ☒ Address all future communications to:  
  
BIRCH, STEWART, KOLASCH & BIRCH, LLP  
P.O. Box 747  
Falls Church, VA 22040-0747  
Telephone: (703) 205-8000  
  
or  
Customer No. 2292
14. ☐ An extension of time for \_\_\_\_\_ ( ) month(s) until \_\_\_\_\_ has been submitted in parent Application No. 08/945,141 in order to establish co-pendency with the present application.
15. ☐ Also enclosed herewith is the following:  
  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
\_\_\_\_\_

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Continuation of Appln. No.: 08/945,141

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By   
Gerald M. Murphy, Jr., #28,977

*MWM*  
GMM/MWM/las/cc  
2801-136P

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Attachments: Check in the amount of \$852.00  
Preliminary Amendment  
Specification  
Information Disclosure Statement & PTO Form-1449  
Copy of Executed Declaration

(Rev. 01/08/2000)